

**HOUSE JOURNAL
60TH LEGISLATURE / SPECIAL SESSION MAY 2007
THIRD LEGISLATIVE DAY**

Helena, Montana
May 12, 2007

House Chambers
State Capitol

House convened at 9:00 a.m. Mr. Speaker in the Chair. Invocation by Representative Morgan. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (L. Jones, Chairman): 5/11/2007
Correctly printed: **HB 6, HB 7.**
Correctly engrossed: **HB 2, HB 4.** 5/12/2007

Majority Leader Lange moved the House stand in recess for fifteen minutes. Without objections, so ordered.

House reconvened at 9:20 a.m. Mr. Speaker in the chair. Quorum present.

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Sinrud, Chairman): 5/12/2007
HB 2, introduced bill, be amended as follows:

1. Page A-2, line 9.
Strike: "500,000 500,000" [general fund FY08 and FY09]
Insert: "1,000,000 1,000,000" [general fund FY08 and FY09]

2. Page A-2, line 10.
Following: "Restricted/"
Strike: "Biennial/"

3. Page A-2, line 11.
Strike: "5,000 0" [general fund FY08 and FY09]
Insert: "2,500 2,500" [general fund FY08 and FY09]

4. Page A-2.
Strike: line 12 through line 13 in their entirety

5. Page A-2, line 23.
Strike: "300,000" [general fund FY08]
Insert: "150,000" [general fund FY08]

6. Page A-3, line 5.
Following: "includes"
Strike: "\$200"
Insert: "\$2,500 a year"

7. Page A-3, line 6.
Following: "finance committee"

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Strike: "and the law and justice interim committee"

8. Page A-3, line 7.

Following: "June 30, 2008, the"

Strike: "appropriation is reduced by \$200"

Insert: "fiscal year 2009 appropriation is reduced by \$2,500"

9. Page A-3, lines 8 and 9.

Following: "finance committee"

Strike: remainder of line 8 through "transportation" on line 9

10. Page A-3, line 12.

Following: "June 30, 2008, "

Strike: "Report on Progress Toward Measurable Goals and Objectives"

Insert: "the fiscal year 2009 appropriation"

11. Page A-3.

Strike: line 13 through line 19

12. Page A-3.

Strike: line 27.

13. Page A-4.

Strike: line 1.

14. Page A-9, line 26.

Strike: "4,906,933 4,737,129" [general fund FY08 and FY09]

Insert: "4,476,967 4,307,964" [general fund FY08 and FY09]

15. Page A-9, line 26.

Strike: "4,906,933 4,737,129" [general fund FY08 and FY09]

Insert: "4,647,281 4,537,129" [general fund FY08 and FY09]

16. Page A-10, line 5.

Strike: "671,850 25,000" [general fund FY08 and FY09]

Insert: "300,000 0" [general fund FY08 and FY09]

17. Page A-10, line 10 through line 11.

Strike: line 10 through line 11 in their entirety

18. Page A-10, line 13.

Strike: "11,745,689 11,885,290" [general fund FY08 and FY09]

Insert: "10,995,689 11,135,290" [general fund FY08 and FY09]

19. Page A-10, line 13.

Strike: "11,745,689 11,885,290" [general fund FY08 and FY09]

Insert: "11,428,472 11,455,637" [general fund FY08 and FY09]

20. Page A-10, line 14 through line 15.

Strike: line 14 through line 15 in their entirety

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Renumber: subsequent subsections

21. Page A-11, line 3 through line 4.

Strike: line 3 through line 4 in their entirety

22. Page A-11, line 6.

Strike: "8,179,488 8,511,400" [general fund FY08 and FY09]

Insert: "7,305,609 7,301,583" [general fund FY08 and FY09]

23. Page A-11, line 6.

Strike: "8,179,488 8,511,400" [general fund FY08 and FY09]

Insert: "7,988,854 8,320,454" [general fund FY08 and FY09]

24. Page A-11, line 7 through line 8.

Strike: line 7 through line 8 in their entirety

Renumber: subsequent subsections

25. Page A-11.

Strike: line 9 through line 10 in their entirety

Renumber: subsequent subsections

26. Page A-11, line 19 through line 20.

Strike: line 19 through line 20 in their entirety

27. Page A-11, line 22.

Strike: "17,448,771 17,924,579" [general fund FY08 and FY09]

Insert: "17,061,932 17,175,259" [general fund FY08 and FY09]

28. Page A-11, line 24.

Strike: "94,200" [general fund FY08]

Insert: "52,333" [general fund FY08]

29. Page A-11, line 26.

Strike: "420,561 208,499" [general fund FY08 and FY09]

Insert: "210,280 104,250" [general fund FY08 and FY09]

30. Page A-11, line 27 through page A-12, line 1.

Strike: page A-11, line 27 through page A-12, line 1 in their entirety

31. Page A-12, line 7.

Strike: "7012,"

Strike: "packages 202 and"

Insert: "package"

32. Page A-12, line 7.

Strike: "7012,"

33. Page A-12, line 20 through line 21.

Strike: line 20 through line 21 in their entirety

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34. Page A-13, line 20 through line 21.

Strike: line 20 and line 21 in their entirety

Renumber: subsequent subsections

35. Page A-14, line 11.

Following: "Restricted"

Insert: "/OTO"

36. Page A-14, line 15 through line 16.

Strike: line 15 through line 16 in their entirety

37. Page A-14, lines 23 and 24.

Strike: "and the decision package narratives presented in the legislative budget analysis 2009 biennium for present law decision package 1503 and new proposal decision package 2204"

38. Page A-15, line 21.

Strike: "16,621,225 16,523,670" [general fund FY08 and FY09]

Insert: "18,121,225 18,023,670" [general fund FY08 and FY09]

39. Page A-16.

Strike: line 8 in its entirety

40. Page B-1, line 17 and line 18.

Strike: lines 17 and 18 in their entirety

Renumber: subsequent subsections

41. Page B-2, line 2.

Following: "Restricted"

Insert: "/OTO"

42. Page B-2, line 8.

Following: "Restricted"

Insert: "/OTO"

43. Page B-2, line 15.

Strike: "175,568 234,091" [general fund FY08 and FY09]

Insert: "314,937 314,937" [general fund FY08 and FY09]

44. Page B-3, line 3.

Following: "Restricted"

Insert: "/OTO"

45. Page B-4, line 8 and line 9.

Strike: lines 8 and 9 in their entirety

Renumber: subsequent subsections

46. Page B-4.

Following: line 15

Insert: "m. Grants to County Health Boards in Counties With Proliferation of Tremolite Asbestos-Related Diseases (Restricted/Biennial/OTO)

750,000 750,000 [general fund FY08 and FY09]

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n. Asbestos-Related Diseases Administration (Restricted/OTO)
41,729 33,199" [general fund FY08 and FY09]

47. Page B-4, line 26.
Following: "Restricted"
Insert: "/OTO"

48. Page B-5, line 18.
Strike: "708,274 948,337" [general fund FY08 and FY09]
Insert: "1,000,088 1,005,431" [general fund FY08 and FY09]

49. Page B-6, line 1.
Strike: "134,719,465" [general fund FY09]
Insert: "134,319,979" [general fund FY09]

50. Page B-6, line 5.
Strike: "10,055 14,160" [general fund FY08 and FY09]
Insert: "18,036 19,050" [general fund FY08 and FY09]

51. Page B-6, line 10.
Following: "Waiver"
Insert: "(OTO)"

52. Page B-6, line 25.
Strike: "49,331,283" [general fund FY09]
Insert: "48,937,354" [general fund FY09]

53. Page B-6, line 25.
Strike: "49,331,283" [general fund FY09]
"26,335,665" [state special revenue FY09]
Insert: "48,920,555" [general fund FY09]
"26,746,393" [state special revenue FY09]

54. Page B-6, line 25.
Strike: "49,331,283" [general fund FY09]
Insert: "48,823,980" [general fund FY09]

55. Page B-7, line 3.
Following: "Restricted"
Insert: "/Biennial"

56. Page B-7, line 4.
Strike: "1,189,272" [general fund FY09]
Insert: "1,600,000" [general fund FY09]

57. Page B-7, line 16.
Strike: "1,683,924" [general fund FY09]
Insert: "859,030" [general fund FY09]

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58. Page B-7, line 16.

Strike: "642,226 1,683,924" [general fund FY08 and FY09]

Insert: "1,152,035 1,155,706" [general fund FY08 and FY09]

59. Page B-7, line 18.

Strike: "680,002" [general fund FY09]

Insert: "1,504,896" [general fund FY09]

60. Page B-7, line 18.

Strike: "680,002" [general fund FY09]

Insert: "1,187,305" [general fund FY09]

61. Page B-7, line 19.

Following: "Services"

Insert: "(OTO)"

62. Page B-7, line 20.

Strike: "750,000 750,000" [general fund FY08 and FY09]

Insert: "1,500,000 1,500,000" [general fund FY08 and FY09]

63. Page B-7.

Following: line 22

Insert: "m. Healthcare for Healthcare Workers (Restricted)

814,900 [general fund FY09]

1,772,906" [federal special revenue FY09]

64. Page B-7, line 24.

Strike: "52,864,079" [general fund FY09]

Insert: "52,842,594" [general fund FY09]

65. Page B-8, line 1.

Strike: "125,411 167,747" [general fund FY08 and FY09]

Insert: "224,964 225,681" [general fund FY08 and FY09]

66. Page B-8, line 14.

Following: "Biennial"

Insert: "/OTO"

67. Page B-9, line 13 through line 16.

Strike: line 13 through line 16 in their entirety

68. Page B-10, line 16.

Strike: "Direct Care Worker Wage Increase and"

69. Page B-11.

Following: line 21

Insert: "Funding for Asbestos-Related Diseases Administration includes funding for an annual report to the children, families, health, and human services interim committee on the number of participants assisted through the grant program, the amount of funding needed by each participant, and the estimated funding needed to pay future costs of participants."

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70. Page B-12, line 25.

Following: the first reference to "direct care workers"

Insert: "up"

71. Page B-13, line 4.

Strike: "Direct Care Worker Wage Increase and"

72. Page B-13, line 20.

Strike: "Direct Care Worker Wage Increase and"

73. Page B-15, line 2.

Strike: "Direct Care Worker Wage Increase and"

74. Page B-15.

Following: line 4

Insert: "Healthcare for Healthcare Workers may be used only for provider rate increases for contractors that provide in-home services administered by the senior and long-term care division and receive the majority of their income for those services from the medicaid program."

75. Page B-16, line 6.

Strike: line 6 in its entirety

76. Page C-1.

Strike: line 9 through line 10 in their entirety

Renumber: subsequent subsections

77. Page C-1.

Strike: line 27 in its entirety

78. Page C-2, line 1.

Strike: line 1 in its entirety

79. Page C-2, line 13.

Strike: "83,118 83,118" [state special fund FY08 and FY09]

Insert: "450,000 450,000" [state special fund FY08 and FY09]

80. Page C-4, lines 17 and 18.

Strike: line 17 through line 18 in their entirety

Renumber: subsequent subsections

81. Page C-5.

Strike: line 8 in its entirety

82. Page C-5, line 27.

Strike: "298,602 298,610" [general fund FY08 and FY09]

Insert: "439,888 439,896" [general fund FY08 and FY09]

Strike: "1,271,809 1,232,134" [state special fund FY08 and FY09]

Insert: "1,130,523 1,090,848" [state special fund FY08 and FY09]

83. Page C-8.

Following: line 1

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Insert: "g. Economic Analysis of Irrigated Agriculture (Restricted/Biennial/OTO) 100,000 100,000"
[general fund FY08 and FY09]

84. Page C-9, line 2.

Strike: "11,743,175 11,785,951" [general fund FY08 and FY09]

Insert: "13,743,175 13,785,951" [general fund FY08 and FY09]

85. Page C-9.

Following: line 27

Insert: "Economic Analysis of Irrigated Agriculture is restricted to contracted services for the purposes of determining the economic benefits of irrigation, the impact of new irrigation projects, and the rehabilitation needs of older irrigation projects. The department shall provide to the interim water policy committee the scoping document of the study prior to release of the request for proposal to complete the study. A final written report must be provided to the interim water policy committee by September 15, 2008."

86. Page C-13, line 1.

Strike: "3,000,000" [general fund FY08]

Insert: "2,000,000" [general fund FY08]

87. Page C-13, line 1.

Strike: "3,000,000" [general fund FY08]

Insert: "1,854,886" [general fund FY08]

88. Page C-13, line 1.

Strike: "3,000,000" [general fund FY08]

Insert: "2,500,000" [general fund FY08]

89. Page C-13, line 5.

Strike: "1,500,000 1,500,000" [state special revenue FY08 and FY09]

Insert: "1,250,000 1,250,000" [state special revenue FY08 and FY09]

90. Page C-13, line 5.

Strike: "1,500,000 1,500,000" [state special revenue FY08 and FY09]

Insert: "1,000,000 1,000,000" [state special revenue FY08 and FY09]

91. Page C-13, line 5.

Strike: "1,500,000 1,500,000" [state special revenue FY08 and FY09]

Insert: "927,443 927,443" [state special revenue FY08 and FY09]

92. Page D-2, line 18.

Strike: "0" [general fund FY09]

Insert: "1,000,000" [general fund FY09]

93. Page D-2.

Following: line 18

Insert: "b. Child Sexual Abuse Support Function (Restricted/Biennial) 250,000 250,000" [general fund FY08 and FY09]

94. Page D-3, line 1.

Strike: "3,369,365 3,380,263" [general fund FY08 and FY09]

Insert: "3,612,913 3,624,425" [general fund FY08 and FY09]

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95. Page D-3.

Following: line 5

Insert: "c. Child Forensic Interview Specialist(Restricted) 95,885 92,121" [general fund FY08 and FY09]

96. Page D-3.

Following: line 13

Insert: "Child Sexual Abuse Support Function may be used only to provide technical assistance and support to local governments and entities to respond to reports of child sexual abuse, including forensic interview training, equipment to document interviews, and assistance to multidisciplinary teams, using the cornerhouse model of training."

97. Page D-3.

Following: line 13

Insert: "Funding in Child Forensic Interview Specialist may be used only to support a forensic scientist specializing in processing of evidence in child abuse and neglect cases, for conducting forensic interviews of children in child abuse and neglect cases, and for related costs."

98. Page D-4, line 27.

Strike: "36,221,963 36,990,421" [general fund FY08 and FY09]

Insert: "35,978,415 36,746,259" [general fund FY08 and FY09]

99. Page D-5, line 11.

Following: "Secure Facilities (03)"

Strike: "(Biennial)"

100. Page D-5, line 21.

Following: "Increase ("

Insert: "Restricted/"

101. Page D-5, line 22.

Strike: "2,760,479 3,320,998" [general fund FY08 and FY09]

Insert: "3,140,760 4,085,831" [general fund FY08 and FY09]

102. Page D-6.

Following: line 1

Insert: "i. SB 547 -- Additional Sex Offender Treatment Hours 492,158 1,359,997" [general fund FY08 and FY09]

103. Page D-6.

Following: line 26

Insert: "Funding in Secure Care Provider Rate Increase is restricted to the provision of rate increases for regional prisons as specified in 53-30-507 and an increase of 5% a year for other contractors of secure care services. Funding in Secure Care Provider Rate Increase may not be used to provide regional prisons an increase greater than 5% a year."

104. Page E-1, line 17.

Strike: "55,539 4,195,539" [general fund FY08 and FY09]

Insert: " 0 0" [general fund FY08 and FY09]

105. Page E-1, line 19.

Strike: "515,065,650 525,747,540" [general fund FY08 and FY09]

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Insert: "515,121,189 531,803,079" [general fund FY08 and FY09]

106. Page E-2, line 26 and line 27.

Strike: lines 26 and 27

107. Page E-2, following line 27.

Insert: "Base Aid is reduced by \$6 million in fiscal year 2009 if [LC5] does not pass."

108. Page E-4, line 2.

Strike: "979,099" [general fund FY08]

Insert: "579,099" [general fund FY08]

109. Page E-5.

Following: line 19

Insert: "h. Agriculture Experiment Station Additional Appropriation
250,000 250,000" [general fund FY08 and FY09]

Renumber: subsequent subsections

110. Page E-7, line 16.

Following: "of"

Strike: "a teacher loan forgiveness"

Insert: "an educator loan assistance"

And, as amended, do pass. Report adopted.

HB 4, introduced bill, be amended as follows:

5/12/2007

1. Page 3, line 21.

Strike: "10,500,000"

Insert: "6,500,000"

Strike: "14,500,000"

Insert: "10,500,000"

2. Page 5, line 15.

Strike: "4,500,000"

Insert: "3,500,000"

Strike: "4,635,000"

Insert: "3,635,000"

3. Page 5.

Following: line 18

Insert: "COT Long-Range Planning, UM-Missoula 500,000[LRBP] 500,000[Total]"

4. Page 6, line 12.

Following: "Farms"

Strike: remainder of line 12

Insert: "5,000,000[LRBP] 1,250,000[Authority] 6,250,000[Total]"

5. Page 7, line 15.

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Strike: "\$61,609,342"

Insert: "\$60,557,942"

6. Page 7, line 16.

Strike: "\$61,609,342"

Insert: "\$60,557,942"

7. Page 7, line 18.

Strike: "\$7.5 million" in both places

Insert: "\$591,205" in both places

8. Page 8, line 1.

Strike: "\$31,732,100"

Insert: "\$29,265,100"

9. Page 10, line 21.

Insert: "(7) The following money is appropriated to the department of commerce in the indicated amount for a grant to assist in the site development and project planning at the cowboy hall of fame:

LRBP State Federal Other Authority Total

Fund Special Special Funding Only

Revenue Revenue Sources

Grant to the Cowboy Hall of Fame 500,000[Other] 500,000[Total]

Other funds consist of one-time-only state general fund money."

10. Page 11, line 8.

Strike: "15,000,000" in both places

Insert: "1,182,410" in both places

11. Page 11, line 11.

Following: "initiative."

Insert: "The department shall use 20% of the access Montana funds for weed control, fencing, and maintenance of the lands acquired with this appropriation."

12. Page 13, line 13.

Following: "13."

Strike: "Sale of Missoula armory"

Insert: "Department of military affairs projects"

13. Page 13, line 18.

Following: "increased"

Strike: "by"

Insert: "to"

14. Page 14, line 11.

Following: "Upgrades"

Strike: remainder of line 11

Insert: "2,042,000[LRITP] 2,042,000[Total]"

15. Page 14.

Following: line 11

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Insert: "University Research Network 568,000[LRITP] 568,000[Total]"

16. Page 14, line 20.

Strike: "\$3.151"

Insert: "\$5.618"

17. Page 14, line 21.

Strike: "expansion"

Insert: ", the university research network,"

18. Page 15, line 4.

Strike: "expansion appropriation is"

Insert: "and the university research network appropriations are"

19. Page 15, line 6.

Strike: line 6 through line 16 in their entirety

Insert: "(1) The network upgrades appropriation may not be used to acquire, operate, or maintain unused fiber-optic facilities in competition with the private sector. The network upgrades project must be performed by contracted services pursuant to Title 18, chapter 4.

(2) The university research network, part of a national research network infrastructure, serves entities within and outside this state. The Montana university system shall use the university research network infrastructure only for the purpose of supporting the research and education missions of the Montana university system. The Montana university system may not use the university research network infrastructure for traditional internet, voice, video, or other telecommunications services beyond those required for research networks.

(3) The Montana university system or any entity associated with the university system may not resell any portion of the university research network to nonuniversity entities other than research collaborators.

(4) The university research network may not replace any telecommunication network services that are provided by the department of administration to any state agency, city, county, consolidated government, or school district under Title 2, chapter 17, part 5.

(5) The Montana university system shall provide a comprehensive biennial report of the university research network activities for the biennium beginning July 1, 2007, to the legislature in its next regular session as provided in 5-11-210 and shall submit to a biennial audit of the university research network activities beginning with the biennium beginning July 1, 2009."

And, as amended, do pass. Report adopted.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Lange moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Mendenhall in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 6 - Representative Himmelberger moved **HB 6** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, Jopek, Jore, Kasten, Keane, Klock, Kottel,

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Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Mr. Speaker.

Total 94

Noes: Butcher, W. Jones, Kerns, Koopman, Peterson, Witte.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Mendenhall moved consideration of **HB 3** be placed at the bottom of the second reading board for the purpose of an amendment. Without objection, so ordered.

HB 7 - Representative Koopman moved **HB 7** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, W. Jones, Jore, Kasten, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.

Total 51

Noes: Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Keane, McAlpin, McChesney, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.

Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 8 - Representative Jore moved **HB 8** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Bergren, Blasdel, Boggio, Butcher, Clark, Cordier, Dutton, Ebinger, Everett, French, Glaser, Groesbeck, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Hiner, Ingraham, L. Jones, W. Jones, Jore, Kasten, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Olson, Peterson, Pomnichowski, Rice, Ripley, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Thomas, Vincent, Ward, Wells, Witte, Mr. Speaker.

Total 62

Noes: Becker, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Dickenson, Driscoll, Erickson, Franklin, Furey, Gallik, Grinde, Hamilton, Hands, Henry, Hollenbaugh, Jacobson, Jayne, Jopek, Keane, McAlpin, Musgrove,

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Noonan, Parker, Phillips, Raser, Reinhart, Sands, Sesso, Small-Eastman, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Chairman Mendenhall announced the House would stand in recess until 11:30 a.m. for the purpose of an amendment distribution.

The House reconvened at 11:30 a.m. Chairman Mendenhall in the chair. Quorum present.

HB 3 - Representative L. Jones moved **HB 3** do pass.

HB 3 - Representative L. Jones moved **HB 3**, second reading copy, be amended as follows:

1. Page 5.

Following: line 19

Insert: "(k) converter stations classified under 15-6-157 that transfer electrical energy between two interconnected grids;"

Renumber: subsequent subsections

2. Page 12, line 2.

Following: "2007"

Insert: ";

(r) converter stations that transfer electrical energy between two interconnected grids that are constructed after June 1, 2007"

Amendment adopted as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Blasdel, Boggio, Butcher, Callahan, Campbell, Clark, Cordier, Dutton, Ebinger, Everett, French, Furey, Glaser, Groesbeck, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Mr. Speaker.

Total 76

Noes: Bixby, Branae, Caferro, Cohenour, Dickenson, Driscoll, Erickson, Gallik, Grinde, Hamilton, Hands, Hawk, Jore, Kerns, Koopman, Musgrove, Phillips, Pomnichowski, Van Dyk, Wiseman, Witte.

Total 21

Excused: None.

Total 0

Absent or not voting: Franklin, Morgan, Sinrud.

Total 3

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HB 3 - Representative Stahl moved **HB 3**, second reading copy, be amended as follows:

1. Page 3, line 27.

Strike: "NONFOODSTUFF"

Amendment adopted as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, Glaser, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, W. Jones, Kasten, Kerns, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Malcolm, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Ross, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Vincent, Ward, Wells, Windy Boy, Witte, Mr. Speaker.

Total 53

Noes: Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Jore, Keane, Kottel, McAlpin, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Thomas, Van Dyk, Villa, Wilmer, Wilson, Wiseman.

Total 47

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 3 - Representative Stahl moved **HB 3**, second reading copy, be amended.

Amendment **failed** as follows:

Ayes: Ankney, Arntzen, Beck, Blasdel, Boggio, Butcher, Dutton, Everett, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, Jore, Kasten, Kerns, Koopman, Lambert, Lange, Malcolm, Mendenhall, Milburn, Morgan, Nooney, Peterson, Rice, Ripley, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Wells, Witte, Mr. Speaker.

Total 37

Noes: Augare, Barrett, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, Lake, MacLaren, McAlpin, McChesney, McGillvray, McNutt, Musgrove, Noonan, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Ward, Wilmer, Wilson, Windy Boy, Wiseman.

Total 63

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 3 - The motion that **HB 3**, as amended, do pass, carried as follows:

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Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.

Total 83

Noes: Boggio, Everett, Hawk, Ingraham, Jore, Kasten, Kerns, Koopman, Mendenhall, Morgan, Peterson, Rice, Sinrud, Taylor, Wells, Witte, Mr. Speaker.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 4 - Representative Callahan moved **HB 4** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, L. Jones, W. Jones, Jopek, Kasten, Keane, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.

Total 84

Noes: Boggio, Dutton, Everett, Ingraham, Jayne, Jore, Kerns, Koopman, Musgrove, Peterson, Sinrud, Stoker, Taylor, Witte, Mr. Speaker.

Total 15

Excused: None.

Total 0

Absent or not voting: Wells.

Total 1

Majority Leader Lange moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Mendenhall moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Witte.

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Total 86

Noes: Boggio, Everett, Ingraham, Jore, Koopman, Musgrove, Peterson, Rice, Ripley, Sinrud, Wells, Mr. Speaker.
Total 12

Excused: None.
Total 0

Absent or not voting: Himmelberger, Mendenhall.
Total 2

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 6 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Caferro, Callahan, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 93

Noes: Butcher, Everett, Franklin, Peterson.
Total 4

Excused: None.
Total 0

Absent or not voting: Campbell, Lake, McGillvray.
Total 3

HB 3 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Wiseman.
Total 80

Noes: Boggio, Everett, Hawk, Ingraham, Jore, Kasten, Kerns, Koopman, Mendenhall, Morgan, Peterson, Sinrud, Taylor, Wells, Windy Boy, Witte, Mr. Speaker.
Total 17

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Excused: None.
Total 0

Absent or not voting: Campbell, Lake, McGillvray.
Total 3

HB 7 passed as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, Glaser, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, W. Jones, Jore, Kasten, Keane, Kerns, Klock, Koopman, Lambert, Lange, MacLaren, Malcolm, McNutt, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.
Total 50

Noes: Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Kottel, McAlpin, McChesney, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.
Total 46

Excused: None.
Total 0

Absent or not voting: Campbell, Franklin, Lake, McGillvray.
Total 4

HB 8 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Bergren, Blasdel, Boggio, Butcher, Clark, Cordier, Driscoll, Dutton, Ebinger, Everett, French, Glaser, Groesbeck, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Hiner, Ingraham, L. Jones, W. Jones, Jore, Kasten, Kerns, Klock, Koopman, Kottel, Lambert, Lange, MacLaren, Malcolm, McChesney, McNutt, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Olson, Peterson, Pomnichowski, Rice, Ripley, Ross, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Vincent, Ward, Wells, Witte, Mr. Speaker.
Total 62

Noes: Becker, Bixby, Branae, Caferro, Callahan, Cohenour, Dickenson, Erickson, Franklin, Furey, Gallik, Grinde, Hamilton, Hands, Henry, Hollenbaugh, Jacobson, Jayne, Jopek, Keane, McAlpin, Musgrove, Noonan, Parker, Phillips, Raser, Reinhart, Sands, Sesso, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.
Total 35

Excused: None.
Total 0

Absent or not voting: Campbell, Lake, McGillvray.
Total 3

HB 4 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Branae, Butcher, Caferro, Callahan, Clark, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde,

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Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Klock, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Mendenhall, Milburn, Morgan, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.

Total 82

Noes: Blasdel, Boggio, Dutton, Everett, Hilbert, Ingraham, Jore, Kerns, Koopman, Musgrove, Peterson, Sinrud, Wells, Witte, Mr. Speaker.

Total 15

Excused: None.

Total 0

Absent or not voting: Campbell, Lake, McGillvray.

Total 3

Majority Leader Lange moved the House stand in recess until 3:00 p.m. There being no objections, so ordered.

The House reconvened at 3:00 p.m. Mr. Speaker in the chair. Quorum present.

ANNOUNCEMENTS

Majority Leader Lange moved that the House adjourn until 10:00 a.m., Monday, May 14, 2007. Motion carried.

House adjourned at 3:05 p.m.

MARILYN MILLER
Chief Clerk of the House

SCOTT SALES
Speaker of the House